



Dkt. 6879/71806

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Steven Charles MATHEWS

Serial No. : 10/816,145 Examiner:

Filed : April 1, 2004 Group Art Unit: 3762

For : WARNING DEVICE FOR PREVENTION OF DEEP VEIN  
THROMBOSIS

I hereby certify that this correspondence is being transmitted by facsimile transmission this date and is being deposited this date with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

*Robert T. Maldonado*

Robert T. Maldonado  
Reg. No. 38,232

*2 AUG. 2005*  
Date

1185 Avenue of the Americas  
New York, N.Y. 10036  
(212) 278-0400

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**INFORMATION DISCLOSURE STATEMENT**

Pursuant to the applicant's duty of disclosure under 37 C.F.R. §1.56 and §1.97, the information listed in the attached Form PTO-1449 is brought to the attention of the Examiner. Copies of the information identified therein are also provided.

It is respectfully requested that the information cited in annexed Form PTO-1449 be considered by the Examiner in connection with the above-identified patent application, and that such art be made of record in said application.

The citation of the listed items is not a representation that they constitute a complete or exhaustive listing of the relevant art or that these items are prior art. The items listed are submitted in good faith, but are not intended to substitute for the Examiner's search. It is hoped,

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however, that in addition to apprising the Examiner of the particular items, they will assist in identifying fields of search and in making as full and complete a search as possible.

The filing of this Information Disclosure Statement is not an admission that the information cited herein is, or is considered to be, material to patentability as defined in 37 C.F.R. §1.56(b).

A first Office Action has not been received in connection with the subject application. Accordingly, pursuant to 37 C.F.R. §1.97(b)(3), Applicants believes that the present Information Disclosure Statement is timely filed and no fee or certification is due or required.

However, in the event that a first Office Action has been mailed but has not yet been received by Applicant or connected with the application file in the undersigned attorney's office, Applicant hereby requests pursuant to 37 C.F.R. §1.97(c)(2), consideration of this Information Disclosure Statement, and authorization is hereby given to charge Deposit Account No. 03-03125 ONE HUNDRED AND EIGHTY DOLLARS (\$180.00), which is the amount of the fee under 37 C.F.R. §1.17(p) for filing an Information Disclosure Statement pursuant to 37 C.F.R. §1.97(c)(2).

The Office is hereby authorized to charge any additional fees which may be required for consideration of this Information Disclosure Statement and to credit any overpayment to our Deposit Account No. 03-3125.

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Early and favorable consideration of the case is respectfully requested.

Respectfully submitted,

A handwritten signature in cursive script, reading "Robert T. Maldonado". The signature is written in dark ink and is positioned above a horizontal line.

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| Form PTO-4449  | U.S. Department of Commerce<br>Patent and Trademark Office | Atty. Docket No.<br>6789/71806       | Serial No.<br>10/816,145 |
| INFORMATION DISCLOSURE CITATION<br>(Use several sheets if necessary) |  | Applicant:<br>Steven Charles MATHEWS |                          |
|  |  | Filing Date:<br>April 1, 2004        | Group Art Unit:<br>3762  |

## U.S. PATENT DOCUMENTS

| Examiner Initial | Document Number | Date           | Name               | Class | Subclass | Filing Date if Appropriate |
|------------------|-----------------|----------------|--------------------|-------|----------|----------------------------|
|                  | 6 6 1 5 0 8 0   | Sept. 2, 2003  | Unsworth et al.    |       |          |                            |
|                  | 6 2 9 6 6 1 7   | Oct. 2, 2001   | Peeler et al.      |       |          |                            |
|                  | 6 2 9 0 6 6 2   | Sept. 18, 2001 | Morris et al.      |       |          |                            |
|                  | 6 2 8 2 4 4 8   | Aug. 28, 2001  | Katz et al.        |       |          |                            |
|                  | 6 2 2 6 5 5 2   | May 1, 2001    | Staunton et al.    |       |          |                            |
|                  | 6 0 0 2 9 6 5   | Dec. 14, 1999  | Katz et al.        |       |          |                            |
|                  | 5 9 9 1 6 5 4   | Nov. 23, 1999  | Tumey et al.       |       |          |                            |
|                  | 5 9 5 1 5 0 2   | Sept. 14, 1999 | Peeler et al.      |       |          |                            |
|                  | 5 7 8 2 8 9 3   | July 21, 1998  | Dennis III         |       |          |                            |
|                  | 5 6 4 3 3 3 1   | July 1, 1997   | Katz               |       |          |                            |
|                  | 5 5 7 5 7 6 2   | Nov. 19, 1996  | Peeler et al.      |       |          |                            |
|                  | 5 5 5 6 4 2 2   | Sept. 17, 1996 | Powell, III et al. |       |          |                            |

## FOREIGN PATENT DOCUMENTS

| Document Number | Date | Country | Class | Subclass | Translation |    |
|-----------------|------|---------|-------|----------|-------------|----|
|                 |      |         |       |          | Yes         | No |
|                 |      |         |       |          |             |    |
|                 |      |         |       |          |             |    |

## OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

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| EXAMINER | DATE CONSIDERED |
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\*EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609: Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.